

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

OP.No. 22379 of 2001(L)

PETITIONER:

MRS. MEENA SIVADAS@ MEENA LAKSHMI
W/O SIVADAS, KALLIKKAD HOUSE
KODUNTHIRAPPILLY, PALGHAT
PROPRIETOR, DECORD WIRE & CABLES XXIX/1108
JANATHA ROAD, VYTILA

BY ADV. BRI.KURIAN GEORGE KANNAMTHANAM

RESPONDENTS:

1. KOSHY MATHEW , S/O LATE N.K.MATHEW
MADAYIL VALIYAVEETIL, VAZHOOR
KODUNGAOR. P.O
KOTTAYAM DISTRICT

2. THE STATE OF KERAL
REPRESENTED BY LAW SECRETARY
GOVERNMENT SECRETARIAT, TRIVANDRUM

BY ADV. SRI.BABU CHERUKARA
GOVT. PLEADER SRI. SHYSON P. MANGUZHA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 04/06/2007, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PETITIONER'S EXHIBITS

Ext.P1: Copy of Decree in O.S. No. 618/88 dated 3-1-1990 in the Court of the 1st Addl. Sub judge, Ernakulam

Ext.P2: Copy of Affidavit and petition in I.A No. 3622 of 2000 filed before the 1st Addl. Sub Court, Ernakulam

Ext.P3: Copy of Order dated 23-9-2000 in I.A No. 3621/200 in O.S. 618/88 of the 1st Addl. Sub Court, Ernakulam

Ext.P4: Copy of Affidavit and petition dated 21-12-2000 filed before the 1st Addl. Sub Court, Ernakulam

//True copy//

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PIUS.C.KURIAKOSE. J.

O.P No.22379 of 2007

Dated this the 4th day of June 2007

JUDGMENT

This original petition is posted as defective since notice is not served to the 2nd respondent. Government pleader takes notice on behalf of the 2nd respondent. Service is thus complete. There is no representation for the petitioner. This original petition is filed by the judgment debtor who is suffered by an adverse order of execution proceedings initiated by the 1st respondent/decreed holder for recovery of the amounts due under the decree. One of the grievances of the petitioner is that she has not been given a certified copy of the impugned order yet. In all probability a certified copy of the impugned order might have been received by the petitioner. This original petition will in any event stand disposed of issuing the following direction

If an application has been filed by the petitioner for a certified copy of Ext.P2 the court below will pass an order to issue a certified copy to the petitioner provided (if the same is not already issued) within two weeks of producing a copy of this judgment.

PIUS.C.KURIAKOSE,JUDGE

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